

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

FEDERAL DEPOSIT INSURANCE)	
CORPORATION, as receiver for)	
Sherman County Bank, a Nebraska)	
banking Corporation,)	
)	
Plaintiff,)	8:11CV229
)	
V.)	
)	
DUANE JACOBS, an individual, and)	ORDER
CAROLYN JACOBS, an individual,)	
)	
Defendants.)	
)	

Defendants have filed a motion ([filing 7](#)) requesting that the above-captioned action be consolidated for all purposes with *Duane Jacobs, et al. v. PT Holdings, Inc., et al.*, Case No. 8:11CV106 (D. Neb. 2011). In response to the motion, Plaintiff points out that a motion to dismiss which raises the issue of this Court's subject matter jurisdiction is pending in Case No. 8:11CV106. ([Filing 30, Case No. 8:11CV106.](#)) Plaintiff requests that the Court consider the motion to dismiss pending in Case No. 8:11CV106 before ruling on Defendants' motion to consolidate. Based on interests of judicial economy, the Court believes that Plaintiff's proposed course of action is appropriate.

Accordingly,

IT IS ORDERED that Defendants' Motion for Consolidation ([filing 7](#)) will be held in abeyance until the Court issues a ruling on the motion to dismiss ([filing 30, Case No. 8:11CV106](#)) pending in *Duane Jacobs, et al. v. PT Holdings, Inc, et al.*, Case No. 8:11CV106 (D. Neb. 2011).

DATED December 7, 2011.

BY THE COURT:

**S/ F.A. Gossett
United States Magistrate Judge**